

1 DAY WORKSHOP ON BANKRUPTCY CODE AND ITS IMPACT

Place: Crowne Plaza Today, New Delhi Okhla

Date: July 19, 2016 (Tuesday)

Organised by:

Vinod Kothari Consultants Pvt. Ltd

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For whom?

- **Banks**
- **NBFCs**
- **Professionals**
- **Corporates**
- **Individuals**



Why this workshop?

- Bankruptcy law has been introduced in India to play an important role in limiting the risks of credit. In every loan, lenders face a risk of non-repayment. This code will not only affect lenders but also financial institutions and various companies. The effects of the advent of the Code seems to be far reaching in terms of opportunity to professionals, giving scope to act as resolution professional.
- There is a misconception that Bankruptcy Code is only for the purpose of insolvent entities, which is a myth. Bankruptcy Code works equally well for healthy entities wanting to opt for a voluntary winding up. Earlier, this mode was not preferred due to slow proceedings causing delay and failing to serve the purpose. The Bankruptcy Code has brought into the picture moratorium provisions; also, the priority of the secured creditors get affected.
- With Bankruptcy Code brought into the picture, the procedures will be far more tight and actions will be faster than before. Moreover with the NCLT being constituted and several sections of the Companies Act, 2013 being made effective, it is important for us to take an early lead and to add it as a positive advantage so as to have a seamless progress with the transition.

Course outline

- **Session 1: Bankruptcy for corporates**
 - Insolvency resolution process
 - Initiation of corporate insolvency resolution process:
 - By Financial Creditor
 - By Operational Creditor
 - By Corporate Applicant
 - Introduction of moratorium
 - Priority of claims and the bankruptcy code; rights of secured creditors
- **Session 2: Liquidation process**
 - Claims- Verification, Consolidation, Admission and Rejection
 - Appeal against liquidator's decision
 - Secured creditor – in liquidation proceeding
 - Fast track insolvency resolution process
 - Voluntary liquidation

Course outline

- **Session 3: Bankruptcy for non-corporates and individuals**
 - Going for a fresh start order
 - General duties of debtor
 - Insolvency resolution process
 - Proof of debt
 - Bankruptcy order- Application, Effect, Administration and distribution of estate
- **Session 4: Insolvency professionals**
 - Insolvency professionals – Roles and obligations
 - Bankruptcy trustee – Roles and functions
 - Liquidator – Roles and functions
- **Session 5: Miscellaneous**
 - Bankruptcy Vs SARFAESI
 - Effects of bankruptcy on debtor
 - Effects of bankruptcy on creditor
 - Offences and penalties

About the trainer



- **Mr. Vinod Kothari** is internationally recognized as an author, trainer and consultant on corporate laws and specialised subjects of finance. As such, he lectures all over the world. He also serves as faculty to renowned colleges to equip the students with the knowledge of insolvency, credit interest enforcement laws and other corporate intricacies, not only limited to India but covering other nations as well.
- He is also one of the editors of the Ramaiya's Company Law, a tome on company law and an unquestionable source of authority on the subject. He is also the author of one of the best sellers on SARFAESI Act published by Lexis Nexis. Besides this he has authored books on various corporate topics which have been very well accepted by the masses.
- Besides corporate issues, he is acclaimed for his deep understanding of the various facets of FEMA, leasing, NBFCs. He is renowned for offering services to a number of listed companies which not only include advisory or consultancy related services or conduct of due diligences, but also litigation related services. Mr. Kothari has served as the Chairman of the Institute of Company Secretaries of India Eastern India Regional Council, Calcutta.

About the organisers

Vinod Kothari Consultants Private Limited (VKCPL) is a premiere consulting and training entity in the field of structured finance. VKCPL has been into the very thick core of structured finance in India. Apart from India, VKCPL has carried out transaction advisory services in several other countries as well like Jordan, Indonesia, Sri Lanka, Egypt, Philippines to name a few.

As far as the training experience is concerned, the team has an established track record for over 20 years. With more than 500 workshops, focusing on leasing, securitisation, credit-derivatives, factoring etc., we have addressed scores of industry events and conferences. In terms of variety of audience, we have handled both public and private groups. In most of the cases, our trainings and workshops have been rated “excellent” by the participants.

Our past workshops and trainings can be viewed at www.vinodkothari.com.

Besides trainings and workshops, VKCPL has been instrumental in conducting industry forums on a large scale, on specialized areas to bring together stakeholders together and provide a platform for relevant discussion and wide networking. So far, it has organized The Affordable Housing Finance Summit in 2013, The Securitisation Summit in the years 2012, 2013, 2014, 2015 & 2016 (by the name of The 5th Securitisation Summit), The Infrastructure & Asset Finance Summit in 2012 and the Regional Microfinance Summit in April 2010 with participation of over 100 people. All of these conferences witnessed coming together of high profile executives, speakers, sponsors, co-sponsors, panelists, supporters and participants too.

□ **Our websites can be viewed at:**

- <http://vinodkothari.com/> and <https://www.india-financing.com/>